

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

In re Application of

*West African Mineral Trading Ltd. and  
Tiberius Group AG*

For an Order to Obtain Discovery Use in  
Foreign Proceedings

24-Misc.-114 (DEH)

ORDER

DALE E. HO, United States District Judge:

On March 12, 2024, Applicants West African Mineral Trading Ltd. and Tiberius Group AG (together, “Applicants”) filed this action, seeking an *ex parte* order allowing them to seek discovery from seven entities for use in pending and/or contemplated proceedings in Nigeria, the United Arab Emirates, and Croatia. *See* Ex Parte Appl. for Order Pursuant to 28 U.S.C. § 1782 (“Appl.”), ECF No. 1.

On August 19, 2024, this Court issued an Order partially granting Applicants’ request. ECF No. 6. Specifically, this Court granted the application with respect to six entities and denied the application without prejudice with respect to one entity.<sup>1</sup> *See id.* This Court ordered Applicants to “serve th[e] order and its application materials on the Foreign Defendants and file proof of service by September 6, 2024.” *Id.* at 11. This Court also stated that the matter would “be held open until service is complete and the Foreign Defendants have an opportunity to contest the propriety of the subpoena.” *Id.*

On September 6, 2024, Applicants filed a certificate of service. ECF No. 7.

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<sup>1</sup> The Court stated that, “[b]ecause a different record may well support jurisdiction” over that one entity, Applicants’ “application with respect to it is denied without prejudice to renewal.” Order at 8.

On November 19, 2024, this Court issued an Order stating, *inter alia*, that “unless this Court receives a motion for relief from either Applicants or from the Foreign Defendants within thirty days of this Order being issued, this case shall be closed. Applicants shall serve a copy of this Order on the Foreign Defendants and file proof of service by December 2, 2024.”

It is now January 24, 2025, and neither party has filed any letter, motion, or other document on the docket in this case. Therefore, this matter is now closed, and the Clerk of Court is respectfully directed to terminate this case.

SO ORDERED.

Dated: January 24, 2025  
New York, New York

A handwritten signature in black ink, appearing to read 'Dale Ho', is written over a horizontal line.

DALE E. HO  
United States District Judge